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Attorney for Plaintiff
WAYNE BERRY

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

WAYNE BERRY, a Hawaii citizen;) **Civ. No. CV03 00385 SOM-LEK**
Plaintiff,) **(Copyright)**
vs.)
HAWAIIAN EXPRESS SERVICE,) **CERTIFICATE OF SERVICE RE:**
INC., a California corporation; et al.) **PLAINTIFF WAYNE BERRY'S**
Defendants.) **REPLY MEMORANDUM TO**
) **FLEMING COMPANIES, INC.'S**
) **MEMORANDUM IN OPPOSITION**
) **TO PLAINTIFF WAYNE BERRY'S**
) **MOTION TO ALTER OR AMEND**
) **SECOND AMENDED JUDGMENT**
) **ENTERED ON MARCH 16, 2006**
) **ENTERED IN DELAYED TIME**
) **FOR FILING OF AN APPEAL**
) **PENDING RESOLUTION OF**
) **MOTION FOR ATTORNEYS'**
) **FEES AND COSTS**

**CERTIFICATE OF SERVICE RE:
PLAINTIFF WAYNE BERRY'S REPLY MEMORANDUM TO FLEMING
COMPANIES, INC.'S MEMORANDUM IN OPPOSITION TO PLAINTIFF
WAYNE BERRY'S MOTION TO ALTER OR AMEND SECOND
AMENDED JUDGMENT ENTERED ON MARCH 16, 2006 ENTERED IN
DELAYED TIME FOR FILING OF AN APPEAL PENDING RESOLUTION
OF MOTION FOR ATTORNEYS' FEES AND COSTS**

I hereby certify that on the dates and by the methods of service noted below, a true and correct copy of Plaintiff Wayne Berry's Reply Memorandum to Fleming Companies, Inc.'S Memorandum in Opposition to Plaintiff Wayne Berry's Motion to Alter or Amend Second Amended Judgment Entered on March 16, 2006 Entered in Delayed Time for Filing of an Appeal Pending Resolution of Motion for Attorneys' Fees and Costs was served on the following at their last known addresses:

Served Electronically on April 10, 2006:

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DATED: Honolulu, Hawai'i, April 10, 2006.

/s/ Timothy J. Hogan

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